

In spite of our limited contact, and the passage of 45 years, our friendship has never wavered. I am so proud of Jim and his accomplishments.

I recently wrote Jim a letter, expressing sympathy at the passing of his dear father. Little did I know when I wrote the letter that Jim was ill himself. As soon as I learned of his condition I called him, after worrying the entire weekend about my high school buddy.

When I called, I hoped I would be able to perk him up. But just the opposite occurred. Jim, always the physician, cheered me up.

He said, in effect, I am so fortunate to have the life I have, a wonderful family, and time to plan for the future.

I am sorry I can't attend the event to celebrate Jim's outstanding career, and at the same time—this sounds just like Jimmy Pitts—raise money for the Cancer Treatment Center at Carson-Tahoe Hospital.

Jimmy, may you know from your old boyhood friend of my love and affection.

Thinking of you, I am reminded of the old Jewish saying: "Who finds a faithful friend, finds a treasure."

Fifty years ago, I made a friend, and I found a treasure. Jimmy Pitts has truly been a blessing in my life.

Thank you, Jimmy.

#### CHANGES TO H. CON. RES. 95 PURSUANT TO SECTION 403 SCHIP RESERVE FUND ADJUSTMENT

Mr. NICKLES. Mr. President, section 403 of H. Con. Res. 95, the FY 2004 budget resolution, permits the chairman of the Senate Budget Committee to make adjustments to the allocation of budget authority and outlays to the Senate Committee on Finance, provided certain conditions are met.

Pursuant to section 403, I hereby submit the revisions to H. Con. Res. 95, and I ask unanimous consent that the revisions be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

	(\$ in millions)
Current Allocation to Senate Finance Committee:	
FY 2003 Budget Authority .....	766,693
FY 2003 Outlays .....	770,464
FY 2004 Budget Authority .....	769,846
FY 2004 Outlays .....	773,735
FY 2004-2008 Budget Authority .....	4,617,937
FY 2004-2008 Outlays .....	4,627,228
FY 2004-2013 Budget Authority .....	10,991,162
FY 2004-2013 Outlays .....	11,006,226
Adjustments:	
FY 2003 Budget Authority .....	1,259
FY 2003 Outlays .....	20
FY 2004 Budget Authority .....	1,325
FY 2004 Outlays .....	85
FY 2004-2008 Budget Authority .....	685
FY 2004-2008 Outlays .....	760

	(\$ in millions)
FY 2004-2013 Budget Authority .....	560
FY 2004-2013 Outlays .....	890
Revised Allocation to Senate Finance Committee:	
FY 2003 Budget Authority .....	767,952
FY 2003 Outlays .....	770,484
FY 2004 Budget Authority .....	771,171
FY 2004 Outlays .....	773,820
FY 2004-2008 Budget Authority .....	4,618,622
FY 2004-2008 Outlays .....	4,627,988
FY 2004-2013 Budget Authority .....	10,991,722
FY 2004-2013 Outlays .....	11,007,116

#### TRIBUTE TO DAVID ACKERMAN

Mr. LUGAR. Mr. President, I wish to take this opportunity to recognize a fine public servant who just retired this past August from the Congressional Research Service. David Ackerman is a sterling example of the expertise we in the Congress can call upon to assist us in our legislative responsibilities. I know Senator BIDEN joins me recognizing Mr. Ackerman for his splendid accomplishments during his career at CRS. Mr. President, I ask unanimous consent that a summary of Mr. Ackerman's career be included in the record as part of my remarks. Mr. Ackerman devoted nearly 30 years to supporting Congress in his role as legislative attorney for the American Law Division of CRS. His areas of expertise were international law, foreign affairs and first amendment church-state issues and he applied a keen legal mind and sensitivity for balance and non-partisanship in providing Congress with the informed and objective analysis we need. Dave Ackerman joined CRS in 1974 after graduating with distinction from Georgetown University Law School. Prior to his legal career, after graduating magna cum laude from Knox College, he worked on Capitol Hill in the Washington office of the National Council of Churches. At CRS, Dave quickly established himself as an attorney with the legal analytical skills necessary to provide Members and committees of Congress with high level support on some of the most complex questions facing them in their legislative and oversight roles. He did this with the professionalism, objectivity, and devotion to client support that we in the Congress value in CRS. Dave's career saw numerous awards and recognition for outstanding performance by CRS as well as expressions of commendation by congressional clients. His work was referred to and reprinted widely during congressional deliberations and in a variety of congressional publications. Among the most notable of the latter, are his contributions over the years to the Senate Foreign Relations Committee Print, "Treaties and Other International Agreements: The Role of the United States Senate," a seminal work and invaluable reference resource on this important topic. Mr.

Ackerman's work ranged over many of the controversial issues faced by the Congress and the country over the last 30 years. In the international/foreign affairs law area, Dave wrote extensively on the respective roles of Congress and the executive in waging war and conducting foreign affairs. Both Gulf wars and the Somalia, Kosovo and Afghanistan conflicts raised their own issues of presidential power and congressional prerogatives and Dave was an invaluable source of legal analysis for the Congress, assisting it in understanding this complex interplay. Mr. Ackerman also provided Congress with sophisticated analyses of such issues as the legal implications for treaties of the break-up of the Soviet Union, the termination of the ABM treaty, NATO enlargement, the Kyoto protocol and the International Criminal Court. Recently, Mr. Ackerman has written extensively on the legally—and politically—complex issue of suits over terrorist acts in United States courts. Both the courts and Congress have struggled to develop solutions to this problem, balancing justice for victims with delicate foreign policy concerns. A remarkable aspect of Mr. Ackerman's career with CRS was his ability to range over a number of areas of law. Dave was also a recognized expert on the separation of church and state. The first amendment's commands regarding the establishment of religion and the free exercise of religion have produced some of the most heated debates in the courts and Congress, whether it be prayer or the Pledge of Allegiance in the schools or government aid to religious institutions. Dave was able to write on these issues with a clarity and acumen that enabled Congress to understand the ever-changing law of church and state in its legislative deliberations. In the finest traditions of CRS, Mr. Ackerman brought objectivity and even-handedness to an area that invariably elicited strong emotions and heated argument. Congress and CRS will miss the expertise of David Ackerman. He represented the best of what we have come to expect from CRS. Fortunately, a body of work remains that will inform the Congress for years to come. We wish Dave and his family all the best in his future endeavors.

#### HONORING OUR ARMED FORCES

Mr. GRASSLEY. Mr. President, I rise today to honor an Iowan who has given his life in service to his country. PFC David Kirchhoff suffered heat stroke in Iraq and was evacuated to a base in Germany where he died. His wife Brooke was with him when he passed away. Private Kirchhoff is the fifth Iowan and the first member of the Iowa Army National Guard to be killed since the start of military operations in Iraq. David Kirchhoff graduated from Metro High School in Cedar Rapids, IA and lived most recently in Anamosa. In addition to his wife Brooke, David leaves